

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**HOME INSTEAD, Inc., a Nebraska corporation,**

**Plaintiff,**

**8:11CV86**

V.

**MERLE BOYCE, an individual,  
CHARLES BOYCE JR., an  
individual, and BOYCE  
ENTERPRISES,**

## ORDER

## Defendants.

Plaintiff has filed a motion requesting that the Court temporarily extend the deadlines set forth in the Progression Order ([filing 62](#)) by sixty days and schedule a telephonic hearing to discuss and set progression deadlines. ([Filing 69.](#)) Defendants have not objected to Plaintiff's motion.

Plaintiff's motion for an extension of deadlines and request for a telephonic hearing will be denied. However, the Court will order the parties to confer and jointly submit to the Court a proposed, revised progression schedule.<sup>1</sup> If the parties are unable to reach an agreement with respect to progression deadlines, Plaintiff may renew its motion for extension of time and request for a telephone conference.

**IT IS ORDERED:**

1. Plaintiff's Motion for Extension of Progression Order Deadlines ([filing 69](#)) is denied without prejudice to reassertion at a later time.

<sup>1</sup> The Court recognizes that the deadline for Plaintiff to disclose its expert witnesses was December 3, 2012. However, given Plaintiff's motion, the proposed progression schedule may include a revised deadline for Plaintiff's expert disclosures.

2. By or before December 20, 2012, the parties shall jointly submit to the Court a proposed progression schedule for this case.

**DATED December 6, 2012.**

**BY THE COURT:**

**S/ F.A. Gossett  
United States Magistrate Judge**